GOVERNMENT OF ANDHRA PRADESH
ABSRACT

PUBLIC SERVICES – PR&RD Department – Allegations of irregularities in alienation of demarcated open space areas in approved layouts of Thimmapuram (V), Kakinada Rural Mandal, East Godavari District - Departmental action against Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District under Rule 20 of the Andhra Pradesh Civil Services (Clarification, Control and Appeal) 1991 –Article of Charges – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 251 Dated: 22-05-2020.

Read the following:

1. G.A.(V&E) Dept, Report No.05 (C.No:498/V&E/D2/2016), Dt:13.02.2017.
2. Lr. No. 521588/CPR&RD/Vig/2017, Dated 10.09.2019 and 27.02.2020 of Commissioner, PR&RD, Tadepalli, Guntur District.
3. G.O.Rt. No. 250, PR&RD (Vig.III) Dept., Dated 22.05.2020.

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ORDER:

It is proposed to hold an enquiry against Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District as per departmental procedure laid down in Rule 20 of A.P. Civil Services (CC&A) Rules 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District is directed to submit within 07 days of the receipt of this Order, a written statement of his defence.

4. Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District is informed that an enquiry will be held only in respect of that article of Charge which is not admitted. He should therefore, specifically, admit or deny each article of charge.

5. Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above further action will be proposed based on the material available.

6. Attention of Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall being or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from any person in respect of any matter dealt within these Proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules 1964.

7. The receipt of the proceedings shall be acknowledged along with Annexure-I, II III and IV.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri TVV Satyanarayana Murthy, the then Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal, presently working as Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District (Through the CPR & RD)

The Commissioner, PR&RD, Tadepalli. Guntur District (2 Copies) (With a request to serve the order on the charged Officer and furnish the acknowledgment with dated signature for record).
The Secretary, APVC, A.P. Secretariat, Velagapudi.
The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXERE — I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI TVV SATYANARAYANA MURTHY, THE THEN PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, PRESENTLY WORKING AS PANCHAYAT SECRETARY, RAMANAYYAPET, KAKINADA RURAL, SAMALKOT, EAST GODAVARI DISTRICT

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That Sri TVV Satyanarayana Murthy, Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District while working as Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal has committed grave misconduct in as much as here in after called as Government servant.

Article of charge

That Sri TVV Satyanarayana Murthy, Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District while working as Panchayat Secretary, Thimmapuram Gram Panchayat, East Godavari District has neglected his duties and failed to initiate any action for transfer of the open spaces in 36 layouts in favour of Thimmapuram Gram Panchayat, not taken any action to protect the available identified open spaces in approved layouts in his jurisdiction. He has also failed to take any action on the noticed encroachments by the third parities into the demarcated open spaces, failed to deter the transactions and alienation of open spaces during his tenure from 03-05-2002 to 24-07-2003, which resulted in huge loss of revenue in the form of open spaces land value to a tune of Rs. Rs.37,78,82,032/-. Thus he exhibited lack of devotion to duty and violated Rule 3 of AP Civil Services (conduct Rules), 1964. Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMNT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI TVV SATYANARAYANA MURTHY, THE THEN PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, PRESENTLY WORKING AS PANCHAYAT SECRETARY, RAMANAYYAPET, KAKINADA RURAL, SAMALKOT, EAST GODAVARI DISTRICT

That Sri TVV Satyanarayana Murthy, Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District while working as Panchayat Secretary, Thimmapuram Gram Panchayat, Kakinada Rural Mandal has committed grave misconduct in as much as here in after called as Government servant.

Charge:

That Sri TVV Satyanarayana Murthy, Panchayat Secretary, Ramanayyapet, Kakinada Rural, Samalkot, East Godavari District while working as Panchayat Secretary, Thimmapuram Gram Panchayat, East Godavari District has neglected his duties and failed to initiate any action for transfer of the open spaces in 36 layouts in favour of Thimmapuram Gram Panchayat, not taken any action to protect the available identified open spaces in approved layouts in his jurisdiction. He has also failed to take any action on the noticed encroachments by the third parities into the demarcated open spaces, failed to deter the transactions and alienation of open spaces during his tenure from 03-05-2002 to 24-07-2003, which resulted in huge loss of revenue in the form of open spaces land value to a tune of Rs. Rs.37,78,82,032/-.

Statement of imputation with facts and evidence:

Brief facts are that 36 Layouts were formed by developers between 1984 to 2007 in several Survey Numbers i.e 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 16, 18, 19, 20, 21, 22, 23, 25, 26, 27, 29, 30, 31, 33, 38, 39, 40, 41, 42, 43, 45, 47, 48, 49, 50, 51, 58, 59, 60, 63, 65, 66, 67, 71, 74, 77, 80, 82, 85, 89, 91, 92, 95, 96, 98, 102, 127, 175, 185, 204, 324, 334, 337, 338, 339, 341, 342. 343, 345, 346, 347, 348, 353, 355, 358, 359, 360, 361, 362, 364, 366, 374 & 378 of of Thimmapuram (V), of Kakinada Rural (M) of E.G. Dist. to a total extent of Acs. 314.42 Cts and obtained LPs from DTCP.

The developers and owners did not hand over the demarcated / identified open space as per the conditions laid down at the time of approval of L.P. to the concerned Gram Panchayat. Further, they have not obtained final approval / NOC from the concerned authorities before entering into the sale of the plots in such layouts.

Sri TVV Satyanarayana Murthy worked as Panchayat Secretary Thimmapuram G.P from 03.05.2002 to 24.07.2003. During the said period he did not enforce the LP conditions on the developers with regard to the demarcated open spaces in the approved layouts by the DTCP. The demarcated open spaces in the approved layouts of Thimmapuram (V) were not clearly demarcated, fenced and protected as stipulated in the rules at the time of grant of L.P as the said Panchayat Secretary did not enforce the L.P. conditions.

The demarcated open spaces in the approved layouts in Thimmapuram G.P. were kept vacant for long periods without alienation in favour of the G.P. and were left with the owners/ developers of such layouts. This facilitated the owners / developers who alienated the demarcated open spaces in certain layouts.

Thus, the Government Servant Sri TVV Satyanarayana Murthy by his above mentioned act has exhibited, lack of integrity, devotion to duty and conduct, unbecoming of Government Servant and there by violation of Rules 3 (1) (2) & (5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE — III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI TVV SATYANARAYANA MURTHY, THE THEN PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, PRESENTLY WORKING AS PANCHAYAT SECRETARY, RAMANAYYAPET, KAKINADA RURAL, SAMALKOT, EAST GODAVARI DISTRICT.

G.A.(V&E) Dept, Report No.05 (C.No:498/V&E/D2/2016), Dt:13.02.2017.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE — IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI TVV SATYANARAYANA MURTHY, THE THEN PANCHAYAT SECRETARY, THIMMAPURAM GRAM PANCHAYAT, KAKINADA RURAL MANDAL, PRESENTLY WORKING AS PANCHAYAT SECRETARY, RAMANAYYAPET, KAKINADA RURAL, SAMALKOT, EAST GODAVARI DISTRICTARE PROPOSED TO BE SUSTAINED.

-NIL-

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER